

PO :	<input type="checkbox"/>	0417	05	Assigned 1706
Misd.	<input type="checkbox"/>			Disp./Sentence
Felony	<input type="checkbox"/>	District	Off	Judge/Magistr.

☐ WRIT
☐ JUVENILE
☐ ALIAS

VS

OFFENSE ON INDEX CARD

SKYERS, DESMOND SAMUEL
a/k/a "Skip"

[illegible]

I. CHARGES

U.S. TITLE/SECTION	OFFENSES CHARGED	ORIGINAL COUNTS
21:963	Conspiracy to Import & Export Cocaine.	Ct. 1
21:846	Conspiracy to Possess w/Intent to Distribute.	Ct. 2
21:952 & 18:2	Importation of Cocaine & Aidign & Abetting.	Ct. 3 & 4
<p>N.A 1-28-94 4CCA# 94-5081 94-5074(L)</p>		

III. KEY DATE

<p>INTERVAL ONE</p> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> <p>KEY DATE</p> <p>EARLIEST OF</p> </div> <div style="display: flex; flex-direction: column; gap: 5px;"> <input type="checkbox"/> arrest <input type="checkbox"/> sum'n's <input type="checkbox"/> custody <input type="checkbox"/> appears on complaint </div>	<p>END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL)</p> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> <p>KEY DATE</p> <p>APPLICABLE</p> </div> <p>03-24-93</p>	<p>END INTERVAL TWO</p> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> <p>KEY DATE</p> <p>APPLICABLE</p> </div> <p>6-30-93</p>	<div style="display: flex; flex-direction: column; gap: 5px;"> <input checked="" type="checkbox"/> Indictment filed/unsealed <input type="checkbox"/> consent to Magr. trial on complaint <input type="checkbox"/> Information <input type="checkbox"/> Felony W/waiver </div> <div style="display: flex; flex-direction: column; gap: 5px;"> <p>a) <input checked="" type="checkbox"/> 1st appears on pending charge /R40</p> <p>b) <input type="checkbox"/> Receive file R20/21</p> <p>c) <input type="checkbox"/> Supsdg: <input type="checkbox"/> Ind <input type="checkbox"/> Inf</p> <p>d) <input type="checkbox"/> Order New trial</p> <p>e) <input type="checkbox"/> Remand</p> <p>f) <input type="checkbox"/> G/P Withdrawn</p> </div> <div style="display: flex; flex-direction: column; gap: 5px;"> <input type="checkbox"/> Dismissal <input type="checkbox"/> Pled guilty <input type="checkbox"/> Nolo <input checked="" type="checkbox"/> Trial (voir dire) began <input checked="" type="checkbox"/> Jury <input type="checkbox"/> N.J. </div>
<p>1st appears with or waives counsel</p> <p>ARRAIGNMENT</p>	<p>1st Trial Ended</p> <p>RE-TRIAL</p>	<p>2nd Trial Began</p> <p>DISPOSITION DATE</p> <p>9-30-93</p>	<p>SENTENCE DATE</p> <p>1-18-94</p> <div style="display: flex; flex-direction: column; gap: 5px;"> <div> <input type="checkbox"/> PTD <input type="checkbox"/> Nolle <input type="checkbox"/> Pros. </div> <div> <input type="checkbox"/> on S.T. grounds <input type="checkbox"/> W.P. <input type="checkbox"/> WOP </div> </div> <p>FINAL CHARGES DISMISSED</p> <p>on def motion on gov motion</p>

III. MAGISTRATE						
Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE ▶	INITIAL/NO.	OUTCOME:
	Return					
Summons	Issued			PRELIMINARY EXAMINATION OR Date Scheduled ▶ Date Held ▶	-----	<input type="checkbox"/> DISMISSED <input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT <input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW
	Served					
Arrest Warrant Issued				<input type="checkbox"/> REMOVAL HEARING <input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/> INTERVENING INDICTMENT	Tape Number	
COMPLAINT ▶						
Date of Arrest		OFFENSE (In Complaint)				

Show last names and suffix numbers of other defendants on same indictment/information:

02-Hopkins, 03-Jagoo, 04-Lewis, 05-Mathura, 06-Russell, 07-Skyers, A.; 08-Skyers, T. RULE ☐ ☐ ☐ ☒ ☐
20 21 40 In Out

ATTORNEYS
U.S. Attorney or Asst. 09-Skyers, V.; 10-Watlington, 11-Skyers, C.

BAIL • RELEASE

Douglas McCullough		PRE-INDICTMENT	
Defense: <input checked="" type="checkbox"/> CJA. 2 <input type="checkbox"/> Ret. 3 <input type="checkbox"/> Waived. 4 <input type="checkbox"/> Self. 5 <input type="checkbox"/> Non / Other. 6 <input type="checkbox"/> PD. 7 <input type="checkbox"/> CD		Release Date	
1371 Downing Street Washington, D.C.		<input type="checkbox"/> Bail Denied <input type="checkbox"/> Fugitive <input type="checkbox"/> Pers. Rec.	
Custody		AMOUNT SET	
Jennifer S. Haynes 7-19-96 Sam Bridges - Local Counsel Kevin M. Schad - Counsel		<input type="checkbox"/> PSA	
Tel. # 919 571-7455		Conditions	
		<input type="checkbox"/> 10% Dep. <input type="checkbox"/> Surety Bond	
		<input type="checkbox"/> Bail Not Made <input type="checkbox"/> Collateral	
		<input type="checkbox"/> Date Bond Made <input type="checkbox"/> 3rd Prty	
		<input type="checkbox"/> Other	

70 Days up: <u>6/16/93</u>			1-18 Wilm sent: 12-6-93 Cal.		
90 Days up: <u>7-1-93</u> (detention begins MD - 4-2-93)			County: 37183		
70 days up: Aug 16 w/ rescl time through 8/2			Docket Entries Begin On Reverse Side		
FINE AND RESTITUTION PAYMENTS			OST - INDICTMENT		
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

Case 5:93-cr-00038-BR Document 1 Filed 03/24/93 Page 1 of 8

V. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

DATE		Docket No		Def.		MASTER DOCKET - MULTIPLE DEFENDANT CASE		PAGE		OF		VI EXCLUDABLE DELAY			LET	
DOCUMENT NO		93-38-01-CR-5-BR				PROCEEDINGS DOCKET FOR SINGLE DEFENDANT						Start Date	End Date	Ltr	Total Days	For identifying periods of excludable delay per 18 USC 3161 (h) [Sections in brackets]
(OPTIONAL) Show last names of defendants																A Exam or hearing for mental/physical incapacity (18 USC 3161 (A))
V. PROCEEDINGS																B NARA exam (18 USC 2902) (1) (B)
Desmond Samuel Skyers																C State/Fed. proceedings on other charges (1) (D)
JUDGES BRITT AND MCCOTTER																D Interlocutory appeal (1) (E)
2-23-93	1	MOTION TO SEAL INDICTMENT:: cc: J. Denson										WSC				E Pretrial motion (from filing to hearing or to other prompt disposition) (1) (F)
2-23-93	2	ORDER TO SEAL INDICTMENT:: (Denson)										WSC				F Transfer from other district per FRCrP 20.21 or 40 or Mag. Rule 6a (1) (G)
*2-19-93	3	MEMORANDUM REQUESTING ISSUANCE OF ARREST WARRANT:										WSC				G Proceedings under advisement, not to exceed 30 days, after all necessary submissions filed and hearings completed (1) (J)
2-24-93	4	WARRANT FOR ARREST: original to USM for service.										WSC				H Misc. proceedings: arraignment, parole/probation, revocation, Deportation, extradition (1)
3-1-93	5	MOTION TO SEAL INDICTMENT:: cc: USA & J. Britt										WSC				I Deferral of prosecution per 28 USC 2902 (1) (C)
3-1-93	6	ORDER TO SEAL INDICTMENT:: (Britt) cc: USA										WSC				J Transportation from another district or to/from examination or hospitalization in 10 days (1) (H)
3-8-93	7	MOTION TO SEAL INDICTMENT:: cc: J. Denson										WSC				K Consideration of plea agreement
3-8-93	8	ORDER TO SEAL INDICTMENT:: (Denson)										WSC				L Prosecution deferred by mutual agreement (2)
3-15-93	9	MOTION TO SEAL INDICTMENT:: cc: USA, & J. Denson										WSC				M Unavailability of defendant or essential witness (3) (A, B)
3-15-93	10	ORDER TO SEAL INDICTMENT:: (Denson)										WSC				N Period of mental/physical incompetence of def. to stand trial (4)
3-24-93	11	MOTION TO UNSEAL INDICTMENT:: cc: USA, J. Denson										WSC				O Period of NARA commitment/treatment (5)
3-24-93	12	ORDER TO UNSEAL INDICTMENT:: (Denson)										WSC				P Superseding indictment and/or new charges (6)
3-24-93	13	INDICTMENT FILED:: cc: USA, PTS, USPO, USM, J. Britt, J. McCotter										WSC				R Def. awaiting trial of co-defendant & no severance has been granted (7)
counter, file, calendar file,																
4/7/93	--	INITIAL APPEARANCE in Ral before USMJ Denson-Recorded - Deft present w/o counsel - Advised of charges, max punish and rights - Deft requested court appted counsel - Govt moves for deten - Det Hrg already held in another district										vp				T Continuance granted per (h) (B) use "T" alone if more than one of the following reasons (T1 thru T4) is entered to support continuance (1) (A, B)
4/8/93	--	PRETRIAL SCHEDULING REPORT TO MCCOTTER										vp				T1 Failure to continue would stop further proceedings or result in miscarriage of justice (8) (B, iii)
4/8/93		Rec'd Mag. papers from District of Maryland														T2 Case unusual or complex (8) (B, ii)
		Warrant for arrest, CJA 23 - w/Order appointing attorney,														T3 Indictment arrest can't in 30 days (8)
		Commitment to another district, Order of Temporary Detention														T4 Continuance granted to obtain or substitute counsel, or give reasonable time to prepare (8) (B, iv)
		pending hearing pursuant to Bail Reform Act,														U Time up to withdrawal guilty plea, 3161 (i)
		Detention Order - dated 4/2/93														W Grand Jury indictment time extended 30 more days, 3161 (b)
		(w/4 Government exhibits)										ag				
4/13/93	15	ORDER ON PRE-TRIAL SCHEDULING														
		motion 5/7/93														
		RESPONES 5/17/93														
		(W. Earl Britt, Judge Cr OB # P)														
		lc: USA, PO, & Judge Britt, 5-6-93 cc: Crawley(wsc)										ag				
4/23/93	16	NOTICE OF APPEARANCE by Atty. Jack B. Crawley, Jr.														
		Suite 500, Landmark Center														
		4601 Six Forks Road														
		P. O. Box 97155														
		Raleigh, n.C. 27624- 7155														
		lc: USA, PO, Judge Britt, M/J McCotter										ag				
5/7/93	17	MOTION TO MODIFY PRE-TRIAL SCHEDULING ORDER - respectfully submitted that the														
		Order on pre-trial scheduling should be modified to provide that all														
		pre-trial motions be filed no later than 5/24/93														
		lc: counsel, Judge McCotter w/proposed order														
5/10/93	18	GOVERNMENT'S MOTION TO CONTINUE from 6/7/93 in Raleigh										5-10-93		2		
		lc: Judge Britt										5/18/93				
5/11/93	19	ORDER - cont. case from 6/7/93 to 7/6/93 at Ral. - time										6/7/93				
		excludable - applies to co-defts. due to no severance -										7/6/93		29		
		(Britt, J) Cr. OB#50, P. 195 - lc: USA, USPO, PTS, USM, Mr.														
		Crawley (ent. 5/12/93)														

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CONTINUED TO PAGE

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs SKYERS, Desmond Samuel

82-38-01-Cr-5

AO 256A

Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
5/12/93	20. ORDER MODIFYING PRETRIAL SCHEDULING ORDER - motion by 5/24/93 responses by 6/3/93 (McCotter, M/J) - lc: USA and Mr. Crawley and Judge Britt (ent. 5/12/93) <i>70 days up 6/10 (first deft. time runs out)</i>	sr			
6/15/93	ISSUED NOTICE TO APPEAR FOR ARRAIGNMENT AND TRIAL ON TUESDAY, JULY 6, 1993 AT 9:00 A. M. in Raleigh before Judge Britt Courtroom # 2- 7th Floor - lc: USA, PO, USM & counsel for deft.	ag			
6/18/93	21. MOTION TO CONTINUE ARRAIGNMENT AND TRIAL from 7/6/93 in Raleigh before Judge Britt lc: Judge Britt	ag	6-18-93 6-28-93	10	
6/22/93	22. GOVERNMENT'S MOTION TO CONTINUE from 7/6/93 - in Raleigh lc: Jduge Britt		6-22-93 6-28-93	6	
6/28/93	22A ORDER - Upon motion by government and by defts. Desmond Samuel Skyers, Wayne Jagoo & Vincent Claude Skyers, the trial of this matter presently set for 7/6/93 in Raleigh, N. C. is hereby continued to 8/2/93 in Raleigh, n. C. The delay occasioned by the granting of this motion is excluded from computation for speedy trial purposes (W. Earl Britt, Judge CR OB #51 P 107) lc: Jack B. Crawley, Jr., Parsons, Acquirre, USA, PO, USM & PTS		7-7-93 8-2-93	26	
7/2/93	70 days up: August 16, 1993 w/excl time thru 8/2/93				
7/6/93	22 GOVERNMENT'S MOTION TO CONTINUE A & T from 7/6/93 until 8/2/93 lc: Judge Britt lc: Cathy Wells & Joyce Todd	ag	7/7/93 8-2-93	26	
7/7/93	24 ORDER - Upon motion of the government, the trial of this matter currently scheduled for 8/2/93 is continued until 8/30/93 in Raleigh. The delay occasioned by the granting of this motion is hereby excluded from computation for speedy trial purposes (W. Earl Britt, 0 lc: USA counsel for deft. & Judge Britt 9ent. 7/7/93)	ag	8-2-93 8-30-93	27	
7-15-93	70 days up 9-12-93 w/excludable time included.	wsc			
7-16-93	NOTICE: for A&T on 8-30-93 at Raleigh before J. Britt at 9:00 a.m. 7th floor - courtroom #2 cc: USA, counsel, USM, USPO, JOyce Todd, J. Britt, Jury Clerk, Deputy clerk, Reporter	wsc			
8/3/93	24 GOVERNMENT'S MOTION TO USE FORMER TESTIMONY lc: Judge Britt w/3 transcripts (1) 11/3/83 (Fr.) - (2) 9-5-89 - (Tues) (3) 9-6-89 - (Wed) - no transcript in our case file all transcripts w/Judge Britt				

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. A. vs. Desmond Skyers, et al

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
8/3/93	NOTICE OF INTENT TO USE SUMMARIES AND/OR CHARTS by USA lc: Judge Britt				
8/9/93	ISSUED NOTICE TO APPEAR FOR HEARING ON GOVERNMENT'S MOTION TO USE FORMER TESTIMONY before Judge Britt on Friday, August 20, 1993 at 2:00 P.M. in Raleigh, N. C. Courtroom				
#2 - 7TH Floor	lc: USA, PO, USM, Judge Britt, Joyce Todd , court reporter & counsel for deft.				
8/10/93	WRIT - Lashawn Denise Taylor to appear for trial on 8/30/93 in Raleigh, N. C. before Judge Britt to testify against above nmaed deft. - Further ordered that when the witness has served her purpose and is released by the Court that she be returned by the U.S. Marshal for EDNC or any U.S. Marshal, to the custody of the Maryland Dept. of Correction (F. T. Dupree, J CR OB # P) 4 cys USA				
8/19/93	27. RESPONSE TO GOVERNMENT'S MOTION TO USE FORMER TESTIMONY w/cs. - lc: Judge Britt	sr			
8/20/93	At Raleigh, N. C. - C. R. Donna Tomawski - Judge Britt Hearing on Government's Motion to Use former Testimony - motion withdrawn Government to proffer testimony they wish to use at trial Time 2:05 PM/2:30 P.M. (Written order to follow)	ag			
8/20/93	28. ORDER - at hearing on m/by the govern. to use former testimony - AUSAtty - w/drew motion. (Britt, J) Cr. OB#52, P. 88 - lc: USA and Mr. Crawley, (ent. 8/20/93)	sr			
8/24/93	29. MOTION FOR USE IMMUNITY FOR TRIAL TESTIMONY (w/proposed order to Judge Britt	ag	6-24-93		
8-26-93	30. ORDER OF USE IMMUNITY FOR TRIAL TESTIMONY:: (Britt) Wendy Regina Moore be required to testify & provide other information in regard to the trial of USA vs. Desmond S. Skyers provided Mrs. Moore is hereby granted immunity from the use of any criminal information directly/indirectly derived from such testimony. This order does not immunize the witness from charges of perjury or otherwise failing to comply with the order of the Court. cc: USA, counsel, OB 52 pg. 103.	wsc	8-26-93	3	
8-27-93	31 PROPOSED VOIR DIRE:: by deft. w/ c.s. cc: J. Britt				
8-27-93	32 DEFENDANT DESMOND SAMUEL SKYERS' REQUEST FOR JURY INSTRUCTIONS:: by deft. w/ c.s. cc: J. Britt.	wsc			
8-27-93	33 GOVERNMENT PROPOSED JURY INSTRUCTIONS:: cc: J. Britt	wsc			
8-30-93	34. EX PARTE MOTIION:: by deft. w/ proposed order. cc: J. Britt.	wsc			
8-30-93	35 ORDER:: (Britt) that the clerk shall issue subpoenas for Sandra Lampkin and Virginia Williams to appear on 9-2-93 at 9:00 a.m. for testimony in this matter. USM office is ordered to serve such and that the costs incurred shall be paid by US - cc: USA, counsel, OB 52 pg. 103.				

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

Desmond Samuel Skyers

93-38-01-CR-5-BR

AO 256A

Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
8-30-93	(Document No.) AT RALEIGH BEFORE JUDGE BRITT:: Arraignment & Trial Court Reporter - Donna Tomawski deft. present w/counsel - deft. arraigned and pleads not guilty to charges in the indictment. Jury selection begins Jury selected and impannelled. Trial begins. Opening by USA. Opening by deft. USA presents evidence via sworn testimony. Jury dismissed to return on 8-31-93 at 12:00 noon.		wsc		
8-31-93	36. MOTION IN LIMINE:: by deft. w/ cs cc: J. Britt.		wsc		
8-31-93	AT RALEIGH BEFORE JUDGE BRITT:: arraignment and trial continues. USA continues to present evidence via sworn testimony. Jury dismissed to return on 9-1-93 at 9:00 a.m. (REPORTER - Donna Tomawski.)		wsc		
9-1-93	AT RALEIGH BEFORE JUDGE BRITT:: Court Reporter - Donna Tomawski Jury Trial continues - USA presents evidence via sworn testimony.				
9-1-93	37. WRIT OF HABEAS CORPUS AD TESTIFICANDUM:: (Britt) for production of Ian Moses Ashley. 6cc: Counsel OB. 52 PG. 125		wsc		
9-2-93	AT RALEIGH BEFORE JUDGE BRITT:: Reporter - Donna Tomawski Jury trial continues. USA presents evidence via sworn testimony. USA rests. Defense moves for Judgement of acquittal. Motion denied. Defense presents evidence via sworn testimony. defense rests. defense moves to renew judgement of acquittal. Motion denied. Jury is dismissed to return on 9-3-93 @ 9:00 (Motions for Jdgmt of acquittal made out of presence of jury.)		wsc		
9-3-93	AT RALEIGH BEFORE JUDGE BRITT:: Reporter - Donna Tomawski Jury trial continues. closing argument by USA - Closing arguments by defense counsel - rebuttal closing by USA. Charge to the jury - Jury retires to begin deliberation.				
	39. -Jury returns VERDICT - Ct. 1 - Guilty Ct. 2 - Guilty Ct. 3 - Guilty Ct. 4 - Guilty All jurors assent to verdict. jury dismissed. Tentative sentencing date is 12-6-93. deft. in custody.		wsc		
9-9-93	RETURN ON WRIT:: XXXX on 9-2-93 non-exc'd due to USM not being able to produce w/n time fram needed		wsc		
11-1-93	39. MOTION:: FOR ENLARGEMENT OF TIME TO FILE OBJECTIONS TO INITIAL PRESENTENCE INVESTIGATION REPORT:: n by deft w/c.s. cc: J/ Britt				
11-3-93	40. ORDER:: (Britt) time w/n which the deft. may file objections to PSR is enlarged to 11-5-93 from 11-1-93. cc: USA, counsel, USPO, OB. 53 pg. 128		wsc		
11-16-93	NOTICE:: to all parties to appear in Raleigh before J. Britt on Monday 12-6-93 at 9:00 a.m. in courtroom #2 - 7th floor, cc: USA, USPO, USPTS, counsel, J.Britt, USM, Joyce Todd, Donna, criminal section		wsc		

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
11/18/93	42 MOTION TO CONTINUE SENTENCING from 12/6 by USA w/cs lc: Judge Britt		11/18/93		
11-23-93	4a ORDER::(Britt) sentencing in this matter is continued unntil 1-18-94 in Wilm. cc: USA, USPO, USM , counsel, J.Britt OB. <u>53</u> pg. <u>140</u>		11-23-93		
12-9-93	TRIAL TRANSCRIPTS FILED VOLUMES I - IV 1-4-94 NOTICE:: to appear in Wilmington before Judge Britt for sentencing on Tuesday, 1-18-94 at 9:00 a.m. in courtroom #2 second floor cc: USA, counsel, J.Britt, USPO, USM Raleigh & Wilmington, Donna, Joyce Todd, Wilmington,	wsc wsc			
1-5-94	JUDGE BRITT SENTENCING SCHEDULNG MEMO TO DEFT. COUNSEL 10:20 a.m.	wsc			
1-18-94	AT WILMINGTON BEFORE JDUGE BRITT:: reporter - Donna Tomawski deft. present w/counsel - sworn - objections heard & resolved. Court finds there is not reason to depart in this matter BOP: life on each of Cts. 1,2, & 3 and 480 mths as to Ct. 4 all concurrent SR: 60 mths on each of Ct. 1,2,3, & 4 concurrent condition: standard substance abuse rx w/testing standard warrantless search Fine: 16,300.00 consisting of : 4,075.00 per count w/o interest BOP will establish inmate payment plan w/any remainging to be paid under USPO supervision provided all paid w/n 5 years of prison release time SA: 200.00 due immediately Denial of benefits: 5 yrs. advised of right to appeal Court recommends that deft. be allowed to serve sentence at facility near Florida provided that this meets w/BOP rules and regulations. - remanded to USM.				
1-28-94	43 JUDGEMENT :: (Britt) cc: USA, USM-3, USPO-3, counsel, J.Britt, fine center, PTS, OB. <u>15</u> pg. <u>38</u> ENTERED::1-18-94 PSR filed under seal.	wsc			
2-4-94	44 NOTICE OF APPEAL - lc 4th Circuit Court of Appeals, lc Judge Britt, U.S. Atty., Probation, Pre-Trial Services and Marshal. 9etn. 2-1-94) ms APPEAL PACKET MAILED THIS DATE CONSISTING OF - docketing statement, transmittal sheet, CJA 24, transcript order form and index.				
2/4/94	45 ORDER- (Court consolidated these cases for purpose of briefing & oral argument and directs that: (94-5054, 94-5075, 94-5081) 1. one joint brief shall be permitted per side; 2. parties on each side shall share the time allowed for oral argument; 3. each side shall notify the Court of the attorney designated as lead counsel w/in 10 days of the date of this order (Bert M. Montague, Clerk, USCA)	ag			
3-16-94	TRANSCRIPT OF MOTIONS HEARING BEFORE THE HONORABLE W. EARL BRITT, U.S. DISTRICT JUDGE at Raleigh, N.C. August 20, 1993 Volume 1 of 1 Pages 1 - 21 Donna Tomawski, Court Reporter (ent. 3-16-94) ms				
3-29-94	MARSHAL'S RETURN ON JUDGMENT AND COMMITMETN - deft. delivered 3-1-94 to U.S.P. Atlanta, Ga.				

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

SKYERS, DESMOND SAMUEL
a/k/a Skip

AO 256A

93-38-01-CR-5

Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
5-18-94	(Document No.) CASE FILE MAILED THIS DATE TO COURT OF APPEALS CONSISTING OF 3 VOLUMES.				
5-20-94	TRANSCRIPT OF SENTENCING HEARING BEFORE THE HONORABLE W. EARL BRITT, U.S. DISTRICT JUDGE at Wilmington, N.C. Jan. 18, 1994 Volume 1 of 1 Pages 1 - 24 Donna Tomawski, Court Reporter (ent. 5-24-94) ms				
4-28-95	TRANSCRIPT OF CLOSING ARGUMENT AND JURY INSTRUCTIONS BEFORE THE HONORABLE W. EARL BRITT, U.S. DISTRICT JUDGE at Raleigh, N.C. September 3, 1993 Volume 1 of 1 Pages 1 - 60 Donna Tomawski, Court Reporter. (ent. 8-11-95) ms				
2-16-96	CASE FILE RETURNED TO U.S. COURT OF APPEALS CONSISTING OF 4 VOLUMES.				
3-18-96	46 UNPUBLISHED OPINION - Affirmed in part and vacated and remanded in part by unpublished per curiam opinion. 1c Judge Britt. (ent. 3-19-96) ms Case file to J. Britt per his request.				wsc
4-5-96					
4-11-96	CASE FILE RECEIVED THIS DATE CONSISTING OF 4 Volumes.				
4-9-96	47 JUDGMENT U.S. COURT OF APPEALS - The court affirms in Part, vacated and remanded in part the judgment of the District Court. 1c Judge Britt, U.S. Atty., probation, Pre-trial Services Marshal. (ent. 4-24-96) ms				
5/10/96	Notice to appear for re-sentencing before Judge Britt on 6/21/96 at 9:00 in Raleigh - 1c: USA, USM, PTS, USPO, Cookie Wells, Donna Tomawski, FPD and Judge Britt vp				
5/13/96	48 ORDER appting court assigned counsel (BRITT) - 1c: USA and FPD vp				
5/29/96	49 NOTICE OF APPEARANCE filed by Jennifer S. Haynes				vp
6/5/96	50 MOTION TO CONTINUE filed by Jennifer S. Haynes - 1c: Judge Britt vp				
6/7/96	51 ORDER continuing the resentencing to 7/29/96 in Raleigh, NC (BRITT) - 1c: USA, USM, USPO, Atty Haynes - BR OB 4 p. 117 vp				
7/8/96	52 MOTION TO CONTINUE filed by AUSA McCullough - 1c: Judge Britt vp				
7/9/96	53 ORDER - upon motion of the government, the resentencing and the hearing on the motion for departure int these cases are hereby CONTINUED to 3 September 1996 (BRITT) - 1c: USA, USM, USPO, Atty X Aguirre BR OB #4 p. 195 vp				
7/16/96	54 MOTION TO APPEAR PRO HAC VICE filed by Atty Kevin M. Schad - 1c: Judge Britt vp				
7/19/96	55 NOTICE OF APPEARANCE AS LOCAL COUNSEL by Samuel L. Bridges vp				
7/19/96	56 XXXX ORDER approving motion to appear Pro Hac Vice (Britt) - cys dist.				

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
7/22/96	57 (Document No.) MOTION TO WITHDRAW as counsel by Atty Jennifer S. Haynes (automatically allowed per Judge Britt)				
8-16-96	58 ORDER(Britt) allowing attorney Haynes to withdraw from this matter as attorney Schad will be representing the deft. cc; USA, counsel, USPO		WSC		
*8-15-96	59 MOTION TO CINTINUE:: by USA w/c.s. cc: J. Britt				
8-20-96	NOTICE:: re 9-3-96 hearing as to theremand issue cc: USA, SUPO, USM, counsel Schad, USPO		WSC		
8-28-96	AMENDED NOTICE ISSUED:: resetting the remand for 9-4-96 at 9:00 a.m. in Raleigh in courtroom # 2 - 7th floor. cc: USA, USPO, USM, J. Britt, counsel Schad,		WSC		
8-30-96	60 DEFENDANT POSITION WITH REGARDS TO RESENTENCING:: w/c.s. cc: J. Britt				
9-4-96	AT RALEIGH BEFORE THE HONORABLE W. EARL BRITT:: court reporter D. Tomawski - deft. present w/counsel for resentencing - court hears arguments re whether the court has the authority to resentence - ruling: it does - USA presents evidence re the resentencing USA oral motion to treat all cocaine as powder - deft. cinsents new guideline finding - Judgment amended as follows: BOP time of 360 mths to life is stricken and replaced with incarceration time of 360 mths on each of counts 1-4 all to run concurrently - no other changes.				
9-5-96	61 AMENDED JUDGMENT:: (Britt) memorializing guideline amendments and reduction of sentence from flie plus 480- to 360 mths on of Counts 1-4 concurrent: cc: USA, USPO-3, USM-3, Pts, fine center Sharon Schad, Br. Ob. 5 pg. 41		eahc		
06/25/2001	62 REQUEST TO DISPENSE WITH LOCAL COUNSEL -		wsc		
06/25/2001	63 MOTION UNDER 28 USC §2255 TO VACATE, SET ASIDE OR CORRECT SENTENCE - by deft CIVIL NO. 5:01-CV-479-BR		gnm		
06/27/2001	-- Motion submitted to Judge Britt		gnm		
07/02/2001	64 ORDER - dismissing the petition and denying as moot request to dispense with local counsel (BRITT) BR CR OB# 4 p. 4 cc: pet, USA (entered. 07/09/2001)		gnm		
8-16-01	65 NOTICE OF APPEAL - lc 4th Circuit Court of Appeals, lc Judge Britt, lc U.S. Atty., lc Counsel of record.				
9-6-01	APPEAL PACKET mailed this date consisting of Index, docketing sheet and transmittal sheet.				
10-3-01	CERTIFICATE - to USCA and Counsel certifying that the record in this case is complete for purposes of the appeal - lc Judge Britt.				
11-30-01	CASE FILE MAILED THIS DATE COURT OF APPEALS CONSISTING OF 1 VOLUME.				
2-1-02	66. UNPUBLISHED OPINION - dismissed by unpublished per curiam opinion. lc Judge Britt (ent. 2-4-02-) ms				
3-27-02	67. JUDGMENT U.S. COURT OF APPEALS - the court denies a certificate of appealability and dismisses the appeal. lc Judge Britt.				
4-1-02	CASE FILE RECEIVED THIS DATE FOM COURT OF APPEALS CONSISTING OF 1 VOLUME.				